

*Elmore Craig, P.C.*  
209 Main Street  
Chelmsford, MA 01863  
Telephone: (978) 251-3509  
Facsimile: (978) 251-3973

**RECEIVED**  
**CENTRAL FAX CENTER**

JAN 07 2004

OFFICIAL

## FACSIMILE COVER SHEET

**Examiner:** Mina Haghighatian **Group:** 1616

**Date:** January 7, 2004

**Facsimile No.:** 1-703-308-4242

**From:** Carolyn S. Elmore, Esq.

**Subject:** **Paper:** Second Amendment After Final and  
Petition for Extension of Time

**Docket No.:** 2685.2001-000

**Applicants:** David A. Edwards, Richard P. Batycky and  
Lloyd Johnston

**Serial No.:** 09/591,307

**Filing Date:** June 9, 2000

Number of pages including this cover sheet: 5

Please confirm receipt of facsimile: Yes X No       

**Comments:**

Privileged and Confidential - All information transmitted hereby is intended only for the use of the addressee(s) named above. If the reader of this message is not the intended recipient or the employee or agent responsible for delivering the message to the intended recipient(s), please note that any distribution or copying of this communication is strictly prohibited. Anyone who received this communication in error is asked to notify us immediately by telephone and to destroy the original message or return it to us at the above address via first class mail.

Expedited Procedure under 37 CFR 1.116  
Examining Group 1616

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 09/591,307 Confirmation No.: 2060  
Applicant : David A. Edwards, Richard P. Batycky and Lloyd Johnston  
Filed : June 9, 2000  
TC/A.U. : 1616  
Examiner : Mina Haghighatian  
  
Docket No. : 2685.2001-000  
Customer No. : 000038421  
Title : Highly Efficient Delivery of a Large Therapeutic Mass Aerosol

RECEIVED  
CENTRAL FAX CENTER

JAN 07 2004

OFFICIAL

<b>CERTIFICATE OF FACSIMILE TRANSMISSION</b>	
I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office:	
on <u>Jan 7 2004</u> Date	<u>Judy Breen</u> Signature
<u>Judy Breen</u> Typed or printed name of person signing certificate	

**SECOND AMENDMENT AFTER FINAL**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This Amendment is being filed in reply to the Advisory Action mailed October 17, 2003. A Notice of Appeal was filed on September 25, 2003. A Petition for a two month extension of time and the appropriate fees are being filed concurrently herewith. This application is related to USSN 09/878,146 and has similarly rejected claims.